A RESOLUTION TO APPROVE AN AGREEMENT TO

**RELOCATE CONFEDERATE MONUMENT**

**WHEREAS**, the City Council adopted a *Resolution to Relocate the Confederate Monument* on June 16, 2020, the terms of which are incorporated into this Resolution by reference; and

**WHEREAS**, prior to adopting the Resolution, the Robert F. Hoke Chapter of the United Daughters of the Confederacy (“UDC”) indicated to the City a willingness to enter into an agreement to relocate the Confederate monument; and

**WHEREAS**, the Historic Salisbury Foundation (“HSF”) indicated a willingness to the City and to the UDC to, consistent with HSF’s mission and applicable law, receive and expend restricted donations to achieve the purposes of the proposed agreement to relocate the Confederate monument; and

**WHEREAS**, the terms of the proposed agreement were memorialized and HSF executed the agreement on Sunday, June 14, 2020 (the “Original Agreement”), the terms of which are incorporated into this Resolution by reference; and

**WHEREAS**, a copy of the Original Agreement was sent to the UDC; and

**WHEREAS**, on Tuesday, June 16, 2020, the UDC delivered to the City a revised version of the Original Agreement (the “Revised Agreement”), unexecuted by the UDC or the HSF, the terms of which were unacceptable to the City and, based on conversations the City had with the HSF, would be unacceptable to the HSF; and

**WHEREAS**, the City Council desires to approve the Original Agreement; and

**WHEREAS**, the City Council desires to provide the UDC ten (10) days to reconsider its position and approve and execute the Original Agreement.

 **NOW, THEREFORE, BE IT RESOLVED** bythe City Council of the City of Salisbury:

 Section 1. The City Council hereby approves of the Original Agreement between the City, the UDC, and the HSF, which has been executed by the HSF (the “Original Agreement”), and authorizes the Mayor to execute the same.

 Section 2. The City Council hereby rejects the Revised Agreement submitted, unexecuted, by the UDC on Tuesday, June 16, 2020.

 Section 3. The City gives the UDC ten (10) days, to an including Friday, June 26, 2020, to return an executed copy of Original Agreement to the City.

Section 4. If the UDC does not return an executed copy of the Original Agreement to City on or before June 26, 2020, the City’s revokes its approval of the Original Agreement, and the Original Agreement shall not bind the City without further action of the City Council.

Section 5. A copy of this Resolution shall be served on the Robert F. Hoke Chapter of the United Daughters of the Confederacy.

 This 16th day of June, 2020.

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Karen K. Alexander

# Mayor

ATTEST:

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Kelly Baker

## City Clerk